

Attorney's Docket No. 35721/265190



05/10/05

① AC \$
THW

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

In re: Kaltenboeck *et al.* Confirmation No.: 4998
Appl. No.: 10/632,426 Group Art Unit: 1645
Filed: 08/01/2003 Examiner: Jennifer E. Graser
For: MOUSE DISEASE MODEL FOR EVALUATION OF PROPHYLACTIC
AND THERAPEUTIC TREATMENTS FOR CHLAMYDIA

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

1. ☒ Petition fee under 37 CFR 1.17(m) (\$1500 or \$750 for small entity)
☒ Applicant claims Small entity status (37 CFR 1.27)

2. Reply and/or fee

A. The reply and/or fee to the above noted Office action in
the form of an RCE and an Amendment After Final Action:

- ☐ has been filed previously on
☒ is enclosed herewith.

It is not believed that extensions of time or other fees are required beyond those that may otherwise be provided for in this paper and accompanying papers. However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 CFR § 1.136(a), and any fee required therefore (including fees for net addition of claims) is hereby authorized to be charged to Deposit Account No. 16-0605.

B. The issue fee of \$

- ☐ has been paid previously on
☐ is enclosed herewith.

3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is

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required.

- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$55 for a small entity or \$110 for other than a small entity) disclaiming a period equivalent to the number of months from the date of abandonment to the filing of this petition is enclosed herewith.

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment of the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))].

Respectfully submitted,

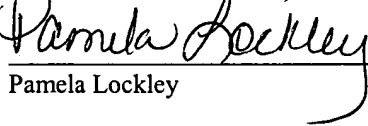


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"Express Mail" mailing label number: EV395776356US
Date of Deposit May 9, 2005

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450


Pamela Lockley